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10 *Attorneys for Defendant/Counterclaimant*
11 *Innovations LV, LLC*

12
13 **UNITED STATES DISTRICT COURT**

14 **DISTRICT OF NEVADA**

15 STEFANIE PAONESSA, an individual;
16 AMERICO PAONESSA, an individual,

17 Case No. 2:22-cv-02074

18 Plaintiffs,

19 **DEFENDANT INNOVATIONS NV,
20 LLC'S CONSENT TO REMOVAL**

21 SIERRA HEALTH AND LIFE INSURANCE
22 COMPANY, INC., a Nevada corporation;
23 INNOVATIONS LV, LLC, a Nevada Limited
24 Liability Company; and DOES and ROES 1
25 through 10, inclusive,

26 Defendants.

27 INNOVATIONS LV, LLC, a Nevada limited
28 liability company,

29 Crossclaimant,

30 vs.

31 SIERRA HEALTH AND LIFE INSURANCE
32 COMPANY, INC., a Nevada corporation; and
33 DOES I through X, and ROE Business
34 Entities I through X, inclusive;

35 Crossdefendants.

36
37 Defendant INNOVATIONS NV, LLC, ("Innovations") hereby consents to the removal of this
38 action to federal court, and states as follows:

39 1. Plaintiffs Stephanie Paonessa and Americo Paonessa were participants in the
40 Defendant Innovations' ERISA governed health plan offered by Defendant Sierra Health and Life

1 Insurance Company, Inc. ("Sierra Health"). Plaintiff Americo Paonessa was an employee of
2 Innovations, and Plaintiff Stefanie Paonessa was insured via her spouse, Mario Paonessa, a former
3 employee of Innovations.

4 2. Plaintiffs filed suit in the Eighth Judicial District Court, Clark County, Nevada,
5 against their employer, Innovations, and Sierra Health, asserting state law causes of actions, alleging
6 Defendants failed to pay for Plaintiffs' surgeries and other medical expenses under the ERISA plan.

7 3. On December 15, 2022, Defendant Sierra filed a notice of removal to the United
8 States District Court, District of Nevada.

9 4. Defendant Innovations agrees with the notice of removal and consents to removal of
10 this action to federal court.

11 DATED this 15 day of December, 2022.

12 T. JAMES TRUMAN & ASSOCIATES

13 By: 

14 T. James Truman, Esq.
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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that I am an employee of T. JAMES TRUMAN & ASSOCIATES, and that on this 16 day of December, 2022, I caused to be served via the Court's e-filing/e-service system true and correct copies of the above and foregoing **DEFENDANT INNOVATIONS NV, LLC'S CONSENT TO REMOVAL** to all parties registered for electronic service.

/s/ Beverly Roberts

An employee of T. JAMES TRUMAN & ASSOCIATES

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